

1                                    **BEFORE THE ARIZONA MEDICAL BOARD**

2  
3    In the Matter of

4    **MICHAEL F.E. JONES, M.D.**

5    Holder of License No. 13267  
6    For the Practice of Medicine  
   In the State of Arizona.

Case No. MD-12-0462A

**ORDER FOR SURRENDER OF  
LICENSE AND CONSENT TO THE  
SAME**

7            Michael F.E. Jones, M.D. ("Respondent") elects to permanently waive any right to a  
8    hearing and appeal with respect to this Order for Surrender of License; admits the  
9    jurisdiction of the Arizona Medical Board ("Board"); and consents to the entry of this Order  
10   by the Board.

11                                    **FINDINGS OF FACT**

12            1.    The Board is the duly constituted authority for the regulation and control of  
13    the practice of allopathic medicine in the State of Arizona.

14            2.    Respondent is the holder of license number 13267 for the practice of  
15    allopathic medicine in the State of Arizona.

16            3.    The Board initiated case number MD-12-0462A after receiving notification  
17    that Respondent had entered into a consent agreement with the Iowa Board of Medicine  
18    ("Iowa Board") on March 29, 2012, to resolve charges that Respondent had engaged in  
19    inappropriate prescribing of controlled substances to female acquaintances, committed  
20    boundary violations and failed to respond to the Iowa Board's investigation in a timely  
21    manner.

22            4.    Under the terms of the consent agreement with the Iowa Board, Respondent  
23    is prohibited from prescribing controlled substances. In addition, he must undergo a  
24    professional boundaries evaluation; complete a record keeping course and a professional  
25    ethics program; and pay a civil penalty of \$7500. The Iowa Board consent agreement

1 further provides that Respondent will be on probation for five years during which time he  
2 will be monitored under the Iowa Board's monitoring program and undergo professional  
3 counseling. Finally, the consent agreement with the Iowa Board requires that Respondent  
4 establish a worksite monitoring program with the Board and obtain a worksite monitor to  
5 supervise his work during the probationary period

6 5. Respondent admits to the acts described above and that they constitute  
7 unprofessional conduct pursuant to A.R.S. §32-1401(27)(o) ("[a]ction that is taken against  
8 a doctor of medicine by another licensing or regulatory jurisdiction due to that doctor's  
9 mental or physical inability to engage safely in the practice of medicine or the doctor's  
10 medical incompetence or for unprofessional conduct as defined by that jurisdiction and  
11 that corresponds directly or indirectly to an act of unprofessional conduct prescribed by  
12 this paragraph. The action taken may include refusing, denying, revoking or suspending a  
13 license by that jurisdiction or a surrendering of a license to that jurisdiction, otherwise  
14 limiting, restricting or monitoring a licensee by that jurisdiction or placing a licensee on  
15 probation by that jurisdiction.")

#### 16 CONCLUSIONS OF LAW

17 1. The Board possesses jurisdiction over the subject matter hereof and over  
18 Respondent.

19 2. The Board possesses statutory authority to enter into a consent agreement  
20 with a physician and accept the surrender of an active license from a physician who  
21 admits to having committed an act of unprofessional conduct. A.R.S. § 32-1451(T)(2).

#### 22 ORDER

23 IT IS HEREBY ORDERED THAT Respondent immediately surrender License  
24 Number 13267, issued to Michael F.E. Jones, M.D. for the practice of allopathic medicine  
25

1 in the State of Arizona, and return his wallet card and certificate of licensure to the Board.

2  
3 DATED and effective this 4<sup>th</sup> day of OCTOBER, 2012.

4 ARIZONA MEDICAL BOARD

5  
6 By: 

7 Lisa S. Wynn  
Executive Director

8  
9 **CONSENT TO ENTRY OF ORDER**

10 1. Respondent has read and understands this Consent Agreement and the  
11 stipulated Findings of Fact, Conclusions of Law and Order ("Order"). Respondent  
12 acknowledges he has the right to consult with legal counsel regarding this matter.

13 2. Respondent acknowledges and agrees that this Order is entered into freely  
14 and voluntarily and that no promise was made or coercion used to induce such entry.

15 3. By consenting to this Order, Respondent voluntarily relinquishes any rights  
16 to a hearing or judicial review in state or federal court on the matters alleged, or to  
17 challenge this Order in its entirety as issued by the Board, and waives any other cause of  
18 action related thereto or arising from said Order.

19 4. The Order is not effective until approved by the Board and signed by its  
20 Executive Director.

21 5. All admissions made by Respondent are solely for final disposition of this  
22 matter and any subsequent related administrative proceedings or civil litigation involving  
23 the Board and Respondent. Therefore, said admissions by Respondent are not intended  
24 or made for any other use, such as in the context of another state or federal government  
25 regulatory agency proceeding, civil or criminal court proceeding, in the State of Arizona or  
any other state or federal court.

1        6.     Upon signing this agreement, and returning this document (or a copy  
2 thereof) to the Board's Executive Director, Respondent may not revoke the consent to the  
3 entry of the Order. Respondent may not make any modifications to the document. Any  
4 modifications to this original document are ineffective and void unless mutually approved  
5 by the parties.

6        7.     This Order is a public record that will be publicly disseminated as a formal  
7 disciplinary action of the Board and will be reported to the National Practitioner's Data  
8 Bank and on the Board's web site as a disciplinary action.

9        8.     If any part of the Order is later declared void or otherwise unenforceable, the  
10 remainder of the Order in its entirety shall remain in force and effect.

11       9.     If the Board does not adopt this Order, Respondent will not assert as a  
12 defense that the Board's consideration of the Order constitutes bias, prejudice,  
13 prejudgment or other similar defense.

14  
15 Michael F.E. Jones M.D.  
16 Michael F.E. Jones, M.D.

Dated: July 20, 2012

17 EXECUTED COPY of the foregoing mailed by  
18 US Mail this 10th day of Oct, 2012 to:

19 Michael F.E. Jones, M.D.  
20 Address of Record

21 EXECUTED COPY of the foregoing mailed by  
22 US Mail this 4th day of Oct, 2012 to:

23 Jerry Gaffancy, Esq.  
24 Mariscal, Weeks, McIntyre, & Friedlander, PA  
25 2901 N Central Ave Ste 200  
Phoenix, AZ 85012-2705

1 ORIGINAL of the foregoing filed this  
2 10 day of Oct, 2012 with:

3 The Arizona Medical Board  
4 9545 East Doubletree Ranch Road  
5 Scottsdale, AZ 85258

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7 Arizona Medical Board Staff

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